IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPLICATION NO.4503 OF 2006
IN
CRIMINAL APPEAL NO. OF 2006

The State of Maharashtra ..Applicant

Vs.

Rakesh Kantilal Amadka & 2 Ors. ..Respondents

Mr. A.S. Gadkari, APP for applicant-State.

CORAM: B.H. MARLAPALLE & R.S. MOHITE,JJ.

Date : February 21, 2007.

P.C.:

. Heard Mr. Gadkari the learned APP for applicant-State. This is an application filed by the State for leave to appeal under Section 378(3) of the Cr.P.C. against the order of acquittal passed by the IV Ad-hoc Addl. Sessions Judge, Sewree, Mumbai.

. We have gone through the reasoning set out in support of the order of acquittal. PW 1 Smt.Sonal is the complainant. We are satisfied that this is a fit case to grant leave to appeal.

. Hence, the application is allowed and leave to appeal under Section 378(3) of the Cr.P.C. is hereby granted.

. Appeal is admitted.

. Call for R & P.

. Action under Section 390 of the Cr.P.C. to be taken by the Trial Court.

(R.S. Mohite, J.) **(B.H. Marlapalle,J.)**